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Attorney for Plaintiff Bronnie Lee

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE: Fosamax Products)	
Liability Litigation)	
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This Document Relates To:)	MDL NO. 1789
Bronnie Lee)	1:06-MD-1789 (JFK)
1:07-cv-03248-JFK)	
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UNOPPOSED MOTION FOR SUBSTITUTION
FILED ON BEHALF OF PLAINTIFF BRONNIE LEE
PURSUANT TO FED. R. CIV. P. 25(a)(1)

The Personal Representatives of Bronnie Lee move the Court to substitute them as the Plaintiffs in this civil action as follows:

1. Bronnie Lee passed away on June 7, 2007. A Suggestion of Death and accompanying documents were filed on November 20, 2007.
2. Under North Carolina law, the claim of Bronnie Lee survives to her Personal Representatives. N.C. Gen. Stat. § 28A-18-1
3. Mrs. Lee did not leave a Will. Mrs. Lee's children, Rayford Yates Lee, Jr. and Walter Michael Lee, were appointed as co- administrators of Mrs. Lee's estate by the State of North Carolina in the General Court of Justice Superior Court Division. A copy of the Letters of Administration are attached to the Declaration of Annesley H. DeGaris filed with this Court on November 20, 2007.

4. The Personal Representatives request the Court to grant this motion and allow their substitution, in place and instead of Bronnie Lee and further allow for the amendment of the Complaint to state a claim for wrongful death.

5. This motion is not opposed by the Defendant.

Respectfully Submitted,

/s/
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COUNSEL FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that I have on this 20th day of November, 2007 served a true and correct copy of the foregoing pleading by operation of the Court's Electronic Case Filing System to counsel of record in this case, including:

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